

AMENDED

No. 71715

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION,  
MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF  
THE STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 21 2004

Returned to applicant for correction OCT 13 2004

Corrected application filed DEC 08 2004

Map filed DEC 13 2004

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The applicant **Nevada Land & Resource Company, LLC**, hereby make application for permission to change the **Point of Diversion, Place of Use** of water heretofore appropriated under **Permit Number 67704**

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1. The source of water is **Underground**
2. The amount of water to be changed **5.40 cfs**
3. The water to be used for **Irrigation & domestic**
4. The water heretofore permitted for **Irrigation and domestic**
5. The water is to be diverted at the following point **within lot 4 Section 3, T.32N., R.42E., M.D.B.&M. or at a point from which the NW corner of said Section 3 bears N 46° 16' W, a distance of 917.0 feet**
6. The existing permitted point of diversion is located within **the NE¼ NE¼ Section 33, T.33N., R.42E., M.D.B.&M., or at a point from which the NE corner of said Section 33 bears N 45° 09' E, a distance of 942.0 feet**
7. Proposed place of use **320 acres within Section 3, T.32N., R.42E., M.D.B.&M.**
8. Existing place of use **Sections 21, 29, 31 and 33, T.33N., R.42E., M.D.B.&M., 320 acres**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **drilled well, pump and motor and irrigation system**
12. Estimated cost of works **\$60,000.00**
13. Estimated time required to construct works **Three (3) years**
14. Estimated time required to complete the application of water to beneficial use **Five (5) years**
15. Remarks: **See map filed supporting Application 67704 for the existing point of diversion and place of use.**

By **John H. Milton III**  
**s/John H. Milton III**  
**146 West Second Street**  
**Winnemucca, NV 89445**

Compared gkl/sc lt/

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 67704 is issued subject to the terms and conditions imposed in said Permit 67704 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 71715 and 71716 shall not exceed 2560 acre-feet annually for the irrigation of 640.0 acres.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.40 cubic feet per second, but not to exceed 1280.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

September 20, 2006

Proof of completion of work shall be filed on or before:

October 20, 2006

Water must be placed to beneficial use on or before:

September 20, 2008

Proof of the application of water to beneficial use shall be filed on or before:

October 20, 2008

Map in support of proof of beneficial use shall be filed on or before:

October 20, 2008

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 20th day of September A.D. 2005

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_